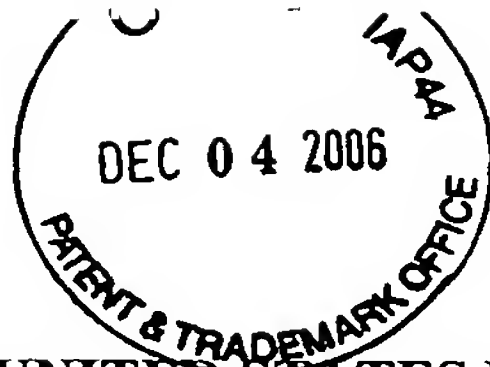


Docket No. 293369US0PCT



MAIL STOP PCT
IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Guido SCHMITZ, et al.

SERIAL NO: 10/588,487

GAU:

FILED: August 4, 2006

EXAMINER:

FOR: MULTI-LAYER COMPOSITE COMPRISING AN EVOH LAYER AND A PROTECTIVE LAYER

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- ☒ The applicant(s) wish to make of record the references cited in the International Search Report and listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- ☒ Attached is a list of applicant's pending application(s), published application(s) or issued patent(s) which may be related to the present application. In accordance with the waiver of 37 CFR 1.98 dated September 21, 2004, copies of the cited pending applications are not provided. Cited published and/or issued patents, if any, are listed on the attached PTO form 1449.
- ☐ A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- ☐ Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- ☒ Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Norman F. Oblon

Registration No. 24,618

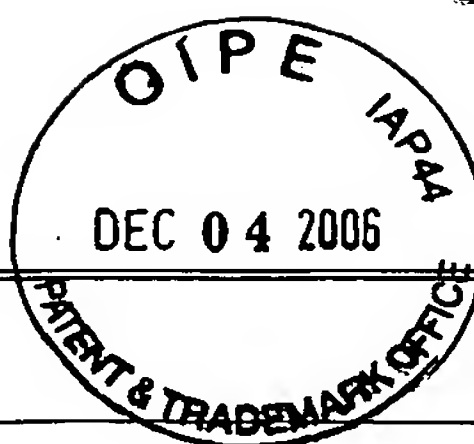
Customer Number

22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 05/03)

Surinder Sachar

Registration No. 34,423

Form PTO 1449
(Modified)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY DOCKET NO.
293369US0PCTSERIAL NO.
10/588,487

LIST OF REFERENCES CITED BY APPLICANT

APPLICANT
Guido SCHMITZ, et al.FILING DATE
August 4, 2006

GROUP

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AA	5,404,915	04/11/95	MUGGE, et al.			
	AB	5,313,987	05/24/94	RÖBER, et al.			
	AC	5,500,263	03/19/96	ROBER, et al.			
	AD	5,512,342	04/30/96	ROBER, et al.			
	AE	5,554,426	09/10/96	ROBER, et al.			
	AF	5,858,492	01/12/99	ROEBER, et al.			
	AG	5,798,048	08/25/98	RIES			
	AH	6,161,879	12/19/00	RIES, et al.			
	AI	US 6,528,137 B2	03/04/03	FRANOSCH, et al.			
	AJ	US 6,680,093 B1	01/20/04	RIES, et al.			
	AK	6,090,459	07/18/00	JADAMUS, et al.			
	AL	US 6,451,395 B1	09/17/02	RIES, et al.			
	AM	US 6,428,866 B1	08/06/02	JADAMUS, et al.			
	AN	US2002/0142118 A1	10/03/02	SCHMITZ, et al.			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION	
					YES	NO
	AO	97 12758	04/10/1997	WO		NO
	AP					
	AQ					
	AR					
	AS					
	AT					
	AU					
	AV					

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)

	AW	
	AX	
	AY	
	AZ	

☒ Additional References sheet(s) attached

Examiner

Date Considered

*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO 1449 (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY DOCKET NO. 293369US0PCT		SERIAL NO. 10/588,487	
LIST OF REFERENCES CITED BY APPLICANT				APPLICANT Guido SCHMITZ, et al.			
				FILING DATE August 4, 2006		GROUP	
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AAA	US 6,783,821 B2	08/31/04	RIES, et al.			
	ABA	US 2003/0072987 A1	04/17/03	RIES, et al.			
	ACA	US 2003/0124281 A1	07/03/03	RIES, et al.			
	ADA	US 2004/0140668 A1	07/22/04	MONSHEIMER, et al.			
	AEA	US 2004/0202908 A1	10/14/04	SCHMITZ, et al.			
	AFA	US 7,025,842 B2	04/11/06	MONSHEIMER, et al.			
	AGA	US 2004/0265527 A1	12/30/04	SCHMITZ, et al.			
	AHA	US 2006/0083882 A1	04/20/06	SCHMITZ, et al.			
	AIA	US 2006/0078752 A1	04/13/06	SCHMITZ, et al.			
	AJA	US 2006/0099478 A1	05/11/06	SCHMITZ, et al.			
	AKA	US 2006/0141188 A1	06/29/06	SCHMITZ, et al.			
	ALA	US 6,335,101 B1	01/01/02	HAEGER, et al.			
	AMA	US 2001/0018105 A1	08/30/01	SCHMITZ, et al.			
	ANA	US 6,355,358 B1	03/12/02	BOER, et al.			
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION YES NO		
	AOA						
	APA						
	AQA						
	ARA						
	ASA						
	ATA						
	AUA						
	AVA						
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)							
	AWA						
	AXA						
	AYA						
	AZA					<input type="checkbox"/> Additional References sheet(s) attached	
Examiner					Date Considered		
*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

Form PTO 1449 (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY DOCKET NO. 293369US0PCT		SERIAL NO. 10/588,487	
LIST OF REFERENCES CITED BY APPLICANT				APPLICANT Guido SCHMITZ, et al.			
				FILING DATE August 4, 2006		GROUP	
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AAB	US 6,793,997 B2	09/21/04	SCHMITZ			
	ABB	US 6,579,581 B2	06/17/03	BARTZ, et al.			
	ACB	US 6,677,015 B2	01/13/04	HIMMELMANN, et al.			
	ADB	US 6,794,048 B2	09/21/04	SCHMITZ, et al.			
	AEB	US 6,660,796 B2	12/09/03	SCHUELER, et al.			
	AFB	US 6,407,182 B1	06/18/02	MAUL, et al.			
	AGB	US 6,391,982 B1	05/21/02	HAEGER, et al.			
	AHB	US 6,538,073 B1	03/25/03	OENBRINK, et al.			
	AIB	US 6,726,999 B2	04/27/04	SCHUELER, et al.			
	AJB	US 2003/0212174 A1	11/13/03	PEIRICK, et al.			
	AKB	US 6,766,091 B2	07/20/04	BEUTH, et al.			
	ALB	US 2006/0100323 A1	05/11/06	SCHMIDT, et al.			
	AMB	2002 0142118	10/03/2002	SCHMIDT, et al.			
	ANB	5 763 034	06/09/1998	NISHINO, et al.			
	AQB	6 170 534	01/09/2001	NOONE, et al.			
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION YES NO		
	APB						
	AQB						
	ARB						
	ASB						
	ATB						
	AUB						
	AVB						
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)							
	AWB						
	AXB						
	AYB						
	AZB					<input type="checkbox"/> Additional References sheet(s) attached	
Examiner					Date Considered		
*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							



LIST OF RELATED CASES CITED BY APPLICANT UNDER 37 CFR 1.56	Docket No.: 293369US0PCT	Serial No.: 10/588,487
	Inventor: Guido SCHMITZ, et al.	
	Filing Date: August 4, 2006	Group:

LIST OF RELATED CASES

<u>Examiner Initial</u>	<u>Docket No.</u>	<u>Serial or Patent Number</u>	<u>Filing or Issue Date</u>	<u>Patent App. Publication No.</u>	<u>Inventor or Applicant</u>
	0689-0377-0	5,404,915	04/11/95		MÜGGE, et al.
	0689-0394-0	5,313,987	05/24/94		RÖBER, et al.
	0689-0451-0	5,500,263	03/19/96		RÖBER, et al.
	0689-0454-0	5,512,342	04/30/96		RÖBER, et al.
	0689-0503-0	5,554,426	09/10/96		RÖBER, et al.
	0689-0591-0	08/609,612	03/01/96		JADAMUS, et al.
	0689-0567-0	5,858,492	01/12/99		ROEBER, et al.
	0689-0595-0	5,798,048	08/25/98		RIES
	0689-0693-3	6,161,879	12/19/00		RIES, et al.
	0689-0692-0	6,528,137	03/04/03		FRANOSCH, et al.
	0689-0761-0	6,680,093	01/20/04		RIES, et al.
	0689-0591-0FWC	6,090,459	07/18/00		JADAMUS, et al.
	9350-0087-0	6,451,395	09/17/02		RIES, et al.
	0689-0813-0 DIV	6,428,866	08/06/02		JADAMUS, et al.
	211217US0	10/024,386	12/21/01	US2002/0142118 A1	SCHMITZ, et al.
	213260US0	6,783,821	08/31/04		RIES, et al.
	222632US0	10/269,052	10/11/02	US2003/0072987 A1	RIES, et al.

*Present Application; listed for information
NFO/sbs

230320US0	10/329,531	12/27/02	US2003/0124281 A1	RIES, et al.
236706US0	10/670,528	09/26/03	US2004/0140668 A1	MONSHEIMER, et al.
245964US0	10/820,862	04/09/04	US2004/0202908 A1	SCHMITZ, et al.
244646US6	7,025,842	04/11/06		MONSHEIMER, et al.
243915US0CONT	10/681,279	10/09/03	US2004/0265527 A1	SCHMITZ, et al.
290167US0PCT	10/580,194	05/23/06		KUHMANN, et al.
293369US0PCT*	10/588,487	08/04/06		SCHMITZ, et al.
278180US0	11/240,493	10/03/05	US2006/0083882 A1	SCHMITZ, et al.
278380US0	11/246,274	10/11/05	US2006/0078752 A1	SCHMITZ, et al.
278614US0	11/246,206	10/11/05	US2006/0099478 A1	SCHMITZ, et al.
286464US0CONT	11/357,971	02/22/06	US2006/0141188 A1	SCHMITZ, et al.
9350-0148-0	6,335,101	01/01/02		HAEGER, et al.
195464US0	09/753,613	01/04/01	US2001/0018105 A1	SCHMITZ, et al.
192058US0	6,355,358	03/12/02		BÖER, et al.
200723US0	6,793,997	09/21/04		SCHMITZ
201899US0	6,579,581	06/17/03		BARTZ, et al.
213227US0	6,677,015	01/13/04		HIMMELMANN, et al.
215747US0	6,794,048	09/21/04		SCHMITZ, et al.
213811US0	6,660,796	12/09/03		SCHUELER, et al.
195554US0	6,407,182	06/18/02		MAUL, et al.
9350-0192-0	6,391,982	05/21/02		HAEGER, et al.
9350-0193-0	6,538,073	03/25/03		OENBRINK, et al.
212354US0	6,726,999	04/27/04		SCHUELER, et al.

225983US0	10/340,663	01/13/03	US2003/0212174 A1	PEIRICK, et al.
233813US0	6,766,091	07/20/04		BEUTH, et al.
263761US0XPCT	10/519,402	09/09/05	US2006/0100323 A1	SCHMIDT, et al.
291789US0PCT	10/589,264	08/14/06		WURSCHE, et al.
297261US0	11/586,526	10/26/06		WURSCHE, et al.

Examiner

Date Considered